



# भारत का यजपत्र

## The Gazette of India

असाधारण

**EXTRAORDINARY**

भाग II—खण्ड 1

PART II—Section 1

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

FLC  
87/198

सं. 47] नई दिल्ली, मंगलवार, अगस्त, 19, 1997 / श्रावण 28, 1919  
 No. 47] NEW DELHI, TUESDAY, AUGUST, 19, 1997 / SHRAVANA 28, 1918

इस भाग में विशेष पृष्ठ संख्या दी जाती है जिससे कि यह भलग संकलन के रूप में रखा जा सके।  
 Separate paging is given to this Part in order that it may be filed as a separate compilation.

**MINISTRY OF LAW AND JUSTICE****(Legislative Department)***New Delhi, the 19th August, 1997/Shrawana 28, 1919 (Saka)*

The following Act of Parliament received the assent of the President on the 18th August, 1997, and is hereby published for general information:—

**THE DOCK WORKERS (REGULATION OF EMPLOYMENT)  
(INAPPLICABILITY TO MAJOR PORTS) ACT, 1997**

No. 31 OF 1997

[18th August, 1997.]

An Act to provide for inapplicability of the Dock Workers (Regulation of Employment) Act, 1948 to dock workers of major port trusts and for matters connected therewith or incidental thereto.

BE it enacted by Parliament in the Forty-eighth Year of the Republic of India as follows:—

1. (1) This Act may be called the Dock Workers (Regulation of Employment) (Inapplicability to Major Ports) Act, 1997. Short title and commencement.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. In this Act, unless the context otherwise requires,— Definitions.

(a) "appointed day", in relation to a major port, means the date specified under section 3 for that major port;

Inapplicability  
of the  
provisions of  
the Dock  
Workers  
(Regulation of  
Employment)  
Act, 1948 to  
major ports.

Transfer of  
assets and  
liabilities of the  
Dock Labour  
Board, etc., to  
the Board.

(c) "Dock Labour Board" means a Dock Labour Board established under section 5A of the Dock Workers (Regulation of Employment) Act, 1948;

9 of 1948.

(d) "major port" has the same meaning as in the Indian Ports Act, 1908.

15 of 1908.

3. The Central Government may, after settlement is arrived at between the Dock Labour Board of any major port, its workmen and the management of that major port in accordance with the provisions of the Industrial Disputes Act, 1947, direct, by notification in the Official Gazette that the provisions of the Dock Workers (Regulation of Employment) Act, 1948 shall cease to have effect in relation to that major port with effect from the date specified in that notification.

14 of 1947.

9 of 1948.

4. (1) On the appointed day in relation to a major port,—

(a) all property, assets and funds vested in the Dock Labour Board immediately before such day, shall vest in the Board;

(b) all debts, obligations and liabilities incurred, all contracts entered into and all matters and things engaged to be done, by, with or for the Dock Labour Board immediately before such day, for or in connection with the purposes of the Dock Labour Board, shall be deemed to have been incurred, entered into and engaged to be done by, with or for the Board;

(c) all sums of money due to the Dock Labour Board immediately before such day shall be deemed to be due to the Board;

(d) all suits and other legal proceedings instituted by or against the Dock Labour Board immediately before such day for any matter in relation to the Dock Labour Board may be continued by or against the Board.

(e) every employee and worker serving under the Dock Labour Board shall hold office or service under the Board on the terms and conditions which are not in any way less favourable than those which would have been admissible to him if there had not been transfer of his services to the Board and shall continue to do so unless and until his employment in the Board is duly terminated or until his tenure, remuneration or terms and conditions of service are duly altered by the Board.

(2) Notwithstanding anything contained in the Industrial Disputes Act, 1947, or in any other law for the time being in force, the transfer of the services of any employee under this section to the Board shall not entitle such employee to any compensation under that Act or any other law, and no such claim shall be entertained by any court, tribunal or other authority

14 of 1947.

K. L. MOHANPURI,  
Secy. to the Govt. of India.